



ఆంధ్రప్రదేశ్ రాజ పత్రము
THE ANDHRA PRADESH GAZETTE
PUBLISHED BY AUTHORITY

PART V EXTRAORDINARY

No.44

AMARAVATI, WEDNESDAY, NOVEMBER 23, 2022

G.1815

**STATUTORY NOTIFICATIONS OF THE ELECTION COMMISSION OF
INDIA AND OTHER ELECTION NOTIFICATIONS**

--X--

**NOTIFICATIONS BY GOVERNMENT
GENERAL ADMINISTRATION (ELECTIONS) DEPARTMENT**

--X--

GENERAL ELECTION TO THE ANDHRA PRADESH LAGISLATIVE ASSEMBLY, 2019 –
DISQUALIFICATION ORDER OF THE CONTESTING CANDIDATES –
REPUBLISHED.

[Memo. No.1721/Elecs.A/A1/2021-25 , Office of the Chief Electoral Officer, Andhra Pradesh, Dated:23.11.2022]

The following Order of the Election Commission of India, New Delhi,
No.76/AP-LA/2020, dated 16th November, 2022 / 25 Kartika, 1944 (Saka) is re-published:-

ORDER

WHEREAS, the General Election for **08-Narasannapeta** Assembly Constituency of Andhra Pradesh, 2019 was announced by the Election Commission of India vide Press Note No. ECI/PN/23/2019 dated 10th March, 2019; and

WHEREAS, as per Section 78 of the Representation of the People Act, 1951, every contesting candidate has to lodge a true copy of his account of election expenses within 30 days with the concerned District Election Officer, from the date of election of the returned candidate; and

WHEREAS, the result of the election for **08-Narasannapeta** Assembly Constituency was declared by the Returning Officer on 23rd May, 2019 and hence the last date for lodging the account of Election Expenses was 22nd June, 2019 ; and

WHEREAS, as per the report dated **22nd June, 2019** submitted by the District Election Officer, **Srikakulam District, Andhra Pradesh, Shri/Smt/Km/Ms. Dandupati Koteswar Rao**, a contesting candidate from **08-Narasannapeta** Assembly Constituency of Andhra Pradesh, 2019, has failed to lodge account of election expenses, as required under law; and

WHEREAS, on the basis of the said report of the District Election Officer, a Show-Cause notice No. 76/AP-LA/2020/8. dated 22nd February, 2021 was issued under sub rule (5) of Rule 89 of the Conduct of Elections Rules, 1961 by the Election Commission of India to **Shri/Smt/Km/Ms. Dandupati Koteswar Rao**, for not lodging of account of Election Expenses; and

WHEREAS, through the above said Show Cause Notice and under sub rule (6) of Rule 89 of the Conduct of Elections Rules, 1961, **Shri/Smt/Km/Ms. Dandupati Koteswar Rao**, was directed to submit representation in writing to the Commission explaining the reason for not lodging the account and also to lodge account of election expenses with the District Election Officer, **Srikakulam** within 20 days from the date of receipt of the notice; and

WHEREAS, the District Election Officer, **Srikakulam**. has reported that the said notice was served to **Shri P. Raidu, Father-in-law of Shri/Smt/Km/Ms. Dandupati Koteswar Rao**, on **21.05.2021**; and

WHEREAS, the District Election Officer, **Srikakulam** in his supplementary report dated 06.05.2022 & 21.07.2022, reported that **Shri/Smt/Km/Ms. Dandupati Koteswar Rao**, has submitted account of election expenses with a delay of 1 year 11 months and 13 days, without furnishing any reason for delay in submission of accounts of election expenses; and

WHEREAS, another opportunity was given to **Shri/Smt/Km/Ms. Dandupati Koteswar Rao** vide Commission's letter no. 76/AP-LA-SOU-3/2022 dated 24.08.2022, which was also emailed to him at his email id, i.e. telugunatudu@gmail.com to furnish the reason for delayed submission of account, within 20 days from issuance of this letter; and

WHEREAS, **Shri/Smt/Km/Ms. Dandupati Koteswar Rao**, has not furnished any reason nor explanation to the Election Commission of India, in the matter, and

WHEREAS, Section 10 A of the Representation of the People Act, 1951 provides that:-

" If the Election Commission is satisfied that a person-

(a) has failed to lodge an account of election expenses, within the time and in the manner required by or under this Act, and

(b) has no good reason or justification for the failure,

the Election Commission shall, by order published in the Official Gazette, declare him to be disqualified and any such person shall be disqualified for a period of three years from the date of the order."

WHEREAS, on the basis of facts and available records, the Commission is satisfied that **Shri/Smt/Km/Ms. Dandupati Koteswar Rao**, has failed to lodge account of election expenses within stipulated time as prescribed by law and has no good reason or justification for the failure to do so; and

NOW, THEREFORE, in pursuance of Section 10A of the Representation of the People Act, 1951, the Election Commission of India hereby declares **Shri/Smt/Km/Ms. Dandupati Koteswar Rao, resident of Palakondapeta (vil.), Lukalam (Post), Narasannapeta- 532425- Andhra Pradesh** and a contesting candidate from **08-Narasannapeta** Assembly Constituency of Andhra Pradesh in the General Election to the Legislative Assembly, 2019 to be disqualified for being chosen as and for being a member of either House of Parliament or the Legislative Assembly or Legislative Council of a State or Union Territory for a period of three years from the date of this order.

By order,

AVINASH KUMAR,
Principal Secretary,
Election Commission of India.

MUKESH KUMAR MEENA,
Chief Electoral Officer,
Andhra Pradesh.